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10 Attorneys for Defendant
11 BAUSCH & LOMB, INC.

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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JOANNA KINZEL and BRENT KINZEL,

Plaintiffs,

vs.

BAUSCH & LOMB, INC., BAUSCH & LOMB SURGICAL, INC., TECHNOLAS GMBH PERFECT VISION and DOES ONE through ONE HUNDRED,

Defendants.

No. CV-12-4260 MEJ

NOTICE OF SUBSTITUTION OF COUNSEL FOR DEFENDANT BAUSCH & LOMB, INC. AND [PROPOSED] ORDER

TO THE HONORABLE COURT, ALL PARTIES AND THEIR COUNSEL:

PLEASE TAKE NOTICE that, pursuant to Local Rule 11-5, defendant BAUSCH & LOMB, INC. hereby requests that its current counsel, D. Mark Jackson and Antonio P. Garcia, Jr. of BASSI, EDLIN, HUIE & BLUM LLP, be allowed to withdraw from this case. Simultaneous to the withdrawal of BASSI, EDLIN, HUIE & BLUM LLP, Thomas M. Frieder and Kendra J. Pappas of HASSARD BONNINGTON LLP enter their appearance. The facts supporting this request are as follows:

Prior to the removal of this action, BASSI, EDLIN, HUIE & BLUM LLP was retained by defendant BAUSCH & LOMB, INC. and, thereafter, effectuated the filing of an

1 answer in the Superior Court for the County of Contra Costa, and removal to this Court from
2 the Superior Court of and for the County of Contra Costa. After removal, HASSARD
3 BONNINGTON LLP was retained to act as counsel of record for BAUSCH & LOMB, INC.
4 in this action.

5 Upon approval of this Substitution by the Court, all pleadings, orders, notices,
6 discovery and any other documents requiring service should be served upon the above new
7 counsel of record.

8 The Substitution of Counsel is, therefore, reflected as follows:

9 1. Former legal representative:

10 D. Mark Jackson, Esq.
11 Email: mjackson@behblaw.com
12 Antonio P. Garcia, Jr., Esq.
13 Email: agarcia@behblaw.com
14 BASSI, EDLIN, HUIE & BLUM LLP
15 500 Washington Street, Suite 700
16 San Francisco, CA 94111
17 Telephone: (415) 397-9006
18 Facsimile: (415) 397-1339

19 2. New legal representative:

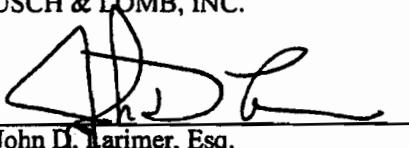
20 Thomas M. Frieder, Esq.
21 Email: tmf@hassard.com
22 Kendra J. Pappas, Esq.
23 Email: kjp@hassard.com
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27 Telephone: (415) 288-9800
28 Fax: (415) 288-9801

29 3. The party making this substitution of attorney is defendant Bausch &
30 Lomb, Inc. Bausch & Lomb, Inc. has been provided with reasonable notice of this
31 Substitution.

32 4. I/we hereby consent to the above Substitution of Counsel.

33 DATED: August 21, 2012

34 BAUSCH & LOMB, INC.

35 By 
36 John D. Larimer, Esq.

On behalf of:
BAUSCH & LOMB, INC.
[Party]

5. I/we hereby consent to the above Substitution of Counsel.

DATED: August 23, 2012

BASSI, EDLIN, HUIE & BLUM LLP

By D.M.

Mark Jackson, Esq.
Antonio P. Garcia, Jr., Esq.
Attorneys for Defendant
BAUSCH & LOMB, INC.
[Former Counsel]

6. I/we am duly admitted in this District and accept this Substitution of
Counsel.

DATED: August 30, 2012

HASSARD BONNINGTON LLP

By /s/ Thomas M. Frieder

Thomas M. Frieder/Kendra J. Pappas
Attorneys for Defendant
BAUSCH & LOMB, INC.
[New Counsel]

~~-PROPOSED~~] ORDER

IT IS HEREBY ORDERED that D. Mark Jackson and Antonio P. Garcia, Jr. of BASSI, EDLIN, HUIE & BLUM LLP are deemed withdrawn as counsel, and Thomas M. Frieder and Kendra J. Pappas of HASSARD BONNINGTON LLP are simultaneously substituted in as lead counsel in this case on behalf of defendant BAUSCH & LOMB, INC.

Dated: September 5 , 2012

